

U.S. PATENT & TRADEMARK OFFICE  
MAR 21 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

**SCHREIBER**

Atty. Ref.: **35-213**

Serial No. **09/913,159**

Group: **Unknown**

Filed: **August 10, 2001**

Examiner: **Unknown**

For: **VIRAL VACCINE**

\* \* \* \* \*

**March 21, 2002**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**RESPONSE**

Responsive to the Notification of Defective Response dated February 13, 2002, the undersigned notes a Notification of Missing Requirements Under 35 USC §371 was mailed January 18, 2002, to which a Request for Clarification was filed February 6, 2002, which indicated that the Sequence Listing was not believed to be required by 35 USC §371. The undersigned filed a Response to the Notification of Missing Requirements which included a Sequence Listing in paper and computer-readable form on March 11, 2002. A copy of the March 11, 2002, Submission is attached hereto for the Office's convenience along with a copy of the undersigned's postcard receipt indicating receipt of the same by the Patent Office on March 11, 2002.

Apparently in response to the Request for Clarification of February 6, 2002, the Office issued the Notification of Defective Response dated February 13, 2002 although the Notification of Defective Response mailed February 13, 2002, does not indicate the date of the alleged defective Response. Whatever further may have been required by

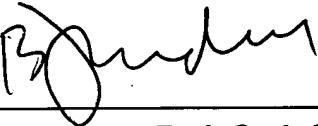
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the Notification of Defective Response mailed February 13, 2002, is believed to have been submitted on March 11, 2002 (copies attached).

The undersigned continues to request clarification as to where 35 USC §371 requires submission of a Sequence Listing to complete the filing of a U.S. national phase of an internationally filed PCT application.

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: 

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**March 11, 2002**

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

**AMENDMENT**

Responsive to the Notification dated January 18, 2002, and further to the Request of February 6, 2002, entry and consideration of the following amendments and remarks are requested.

**IN THE SPECIFICATION**

Amend the specification as follows:

Insert the attached Sequence Listing in place of the copy of the same filed August 10, 2001.

**REMARKS**

Reconsideration is requested.